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3 UNITED STATES DISTRICT COURT  
4 DISTRICT OF NEVADA

5 \* \* \*

6 UNITED STATES OF AMERICA,

Case No. 2:16-cr-00279-JAD-PAL

7 Plaintiff,

8 v.

**ORDER**

9 JOSHUA SADAT WASHINGTON,

(Mot. for Subpoena – ECF No. 160)

10 Defendant.

11 This matter is before the court on Defendant Joshua Sadat Washington's Motion  
12 Requesting Subpoena for Required Material (ECF No. 160), filed February 5, 2018, pursuant to  
13 Rule 17 of the Federal Rules of Criminal Procedure. This Motion is referred to the undersigned  
14 pursuant to 28 U.S.C. § 636(b)(1)(A) and LR IB 1-3 and 1-7(g) of the Local Rules of Practice.

15 Having reviewed and considered the matter, the court finds that Mr. Washington has met  
16 his burden under *United States v. Iozia*, 13 F.R.D. 335, 338 (S.D.N.Y. 1952), of establishing the  
17 need for pretrial production of the materials described in the Motion. The court will therefore,  
18 direct issuance of subpoena duces tecum instructing the custodian of records for Storage West to  
19 produce the designated items to the Clerk of the Court by the close of business on February 19,  
20 2018. Upon receipt of the documents, the Clerk shall notify counsel for the parties that the  
21 documents are available for inspection and copying.

22 Accordingly,

23 **IT IS ORDERED:**

- 24 1. Defendant Joshua Sadat Washington's Motion Requesting Subpoena for Required  
25 Material (ECF No. 160) is **GRANTED**.
- 26 2. The Clerk of the Court shall issue a subpoena duces tecum to Storage West and  
27 deliver a copy of the Motion, this Order, and subpoena to the U.S. Marshal for  
28 *expedited service*.


1 3. The custodian of records for Storage West shall produce and forward records  
2 responsive to the subpoena by **4:00 PM on February 19, 2018**, along with a copy  
3 of this Order, to:

4 Clerk of Court  
5 United States District Court for the District of Nevada  
6 333 Las Vegas Blvd. South  
7 Las Vegas, Nevada 89101

8 4. Upon receipt of the records, the Clerk of Court shall notify counsel for the parties  
9 that the documents are available for inspection and copying.

10 5. The cost of process, fees, and expenses for the subpoena shall be paid as if  
11 subpoenaed on behalf of the government, the court being satisfied that Defendant  
12 Washington is financially unable to pay the fees and expenses.

13 Dated this 6th day of February, 2018.

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15 PEGGY A. LEEN  
16 UNITED STATES MAGISTRATE JUDGE  
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